

COMMISSIONER FOR PATENTS
P.O. Box 1450, Alexandria, VA 22313-1450



Docket No.: 200.1116US
Date: February 9, 2004

In re application of: Benjamin OSHLACK, et al.
Serial No.: 09/702,283
Filed: October 30, 2000
For: **CONTROLLED RELEASE HYDROCODONE FORMULATIONS**

Sir:

Transmitted herewith is a **Notice of Appeal** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
☒ No fee for additional claims is required.
☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST	PREVIOUSLY	PRESENT	RATE	FEE		RATE	FEE
	AFTER		PAID FOR	EXTRA					
TOTAL CLAIMS	38 Minus	41 =		0	x \$	9 \$		x \$	18 \$
INDEP. CLAIMS	11 Minus	12 =		0	x \$	42 \$		x \$	84 \$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+	\$140 \$		+	\$280 \$


TOTAL: \$ OR TOTAL: \$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:
☒ Petition for two month extension under 37 C.F.R. 1.136
☐ Other:
☒ Check(s) in the amount of **\$640.00** is/are attached to cover:
☐ Filing fee for additional claims under 37 C.F.R. 1.16
☒ Petition fee for extension under 37 C.F.R. 1.136
☒ Other: Notice of Appeal
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
☒ Any patent application processing fees under 37 C.F.R. 1.17.
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Mail Stop: AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on February 9, 2004.


 DAVIDSON, DAVIDSON & KAPPEL, LLC